

At the meeting of the Public Service Commission of the State of Montana held at the Commission's Offices in Helena, Montana, on Tuesday, September 11, 2007, the following members were present:

Greg Jergeson, Chairman
Doug Mood, Vice Chairman
Brad Molnar, Commissioner
Robert H. Raney, Commissioner
Ken Toole, Commissioner

APPEARANCE

Gary Duncan, Utility Division

(342) In the matter of D2005.9.141-Range Telephone Cooperative filed for approval by the Commission interconnection agreement Amendment 2:

Commissioner Raney moved to approve the interconnection agreement Amendment 2 between Range Telephone Cooperative and Cable & Communication Corporation in Docket D2005.9.141. Commissioner Mood seconded the motion, which passed unanimously.

(343) In the matter of D2004.7.108-Qwest Corporation has filed for approval by the Commission an interconnection agreement amendment between Qwest and Qwest Communication Corporation in Docket No. 2004.7.108.

Commissioner Raney moved to approve the Collocation Available Inventory Interconnection Agreement Amendment between Qwest Corporation and Qwest Communications Corporation in D2004.7.108. Commissioner Toole seconded the motion, which passed unanimously.

(344) In the matter of D2004.7.106-Qwest Corporation has filed for approval with this Commission a TRO/TRRO amendment to the existing interconnection agreement between Qwest and Covista, Inc. in Docket D2004.7.106.

Commissioner Toole moved to approve the TRO/TRRO interconnection agreement amendment between Qwest Corporation and Covista, Inc. in Docket D2004.7.106. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Dave Burchett, Utility Division

(345) In the matter of D2007.7.90-On July 25, 2007 Montana-Dakota Utilities filed a request to change the date of the annual Unreflected Gas Cost Adjustment filing required under its Gas Cost Tracking Adjustment Rate 88 (PGA) from May 1 each year to October 1 each year.

Commissioner Mood moved to Approve Montana-Dakota Utilities request in D2007.7.90. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Wayne Budt, Administrator
Transportation & Centralized Services Division

(346) In the matter of T-07.38.ST-On July 20, 2007 Ronald G. Baier dba Runnin' Bear Moving & Storage, Kalispell, Montana filed an application to transfer PSC No. 4991 to Runnin' Bear, Inc., Kalispell, Montana.

Commissioner Toole moved to Approve the transfer as applied for in T-07.38.ST. Commissioner Raney seconded the motion, which passed unanimously.

(347) In the matter of TN2356-Titan Enterprises, Inc. dba Diamond Cab Company and Diamond Wheelchair Van, Great Falls, Montana requests permission to suspend PSC No. 308, Sub D only, for a period of six (6) months, August 7, 2007 to February 7, 2008.

Commissioner Jergeson moved to Grant the partial suspension of PSC 308 as applied for. Commissioner Toole seconded the motion, which passed unanimously.

(348) In the matter of the approval of Commission Minutes for the week of September 3, 2007.

Commissioner Toole moved to approve the Commission Minutes for the week of September 3, 2007. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Legal Division
Tina Shorten, Consumer Division

(349) In the matter of the Commission's discussion of N2007.8.94-Public Service Commission Initiated OSP Rate Caps:

Commissioner Mood moved to approve new rate caps for the period October 1, 2007 to September 30, 2008. Commissioner Raney seconded the motion, which passed unanimously.

APPEARANCE

Martin Jacobson, Legal Division

(350) In the matter of the Commission's discussion of D2005.6.105-Qwest USF, Public Service Commission Investigation and Direction Use of Federal Funds:

Commissioner Molnar moved to grant the Protective order. Commissioner Raney seconded the motion, which passed unanimously.

(351) In the matter of the Commission's discussion of D2007.4.36-Montana-Dakota Utilities Annual Gas Tracker:

Commissioner Raney moved to approve the Motion for Protective Order filed by Montana-Dakota Utilities in D2007.4.36. Commissioner Toole seconded the motion, which passed unanimously.

(352) In the matter of the Commission's discussion of Court, DV-07-57-Colstrip Energy Limited Partnership Judicial Review and Complaint, CELP v PSC/NWE:

Commissioner Jergeson moved to approve the staff motion to seek removal through the Federal Court and Secure Answers on Federal Issues related to the Controversy, subject to review by legal staff. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Al Brogan, Legal Division

(353) In the matter of the Commission's discussion of D2007.7.82-NorthWestern Energy's Application for Approval for Authority to Establish Increased Natural Gas and Electric Delivery Service Rates:

Commissioner Raney moved to authorize service (but not filing) by email, to deny motion for change of schedule, and to deny request for deletion of Paragraph 22 of the Order. Commissioner Toole seconded the motion, which passed unanimously.

(354) In the matter of the Commission's discussion of D2007.7.82-NorthWestern Energy Motion for a Protective Order:

Commissioner Toole moved to waive the affidavit and grant the Protective Order governing access to NorthWestern Corporation's federal and state income tax returns for 2003 through 2006. Commissioner Raney seconded the motion, which passed unanimously.

(355) In the matter of the Commission's discussion of D2007.5.46 and D2006.5.66-NorthWestern Energy's Application for Approval of Electric Supply Deferred Cost Account Balance and Projected Electric Power Supply Cost:

Commissioner Raney moved to deny the Motion to Modify the Schedule filed by NRDC, HRC-XI and RNP. Commissioner Mood seconded the motion, which passed unanimously.

APPEARANCE

Vickie Duncan, Consumer Division

(356) In the matter of the Commission's discussion of N2007.8.102-Payment arrangement with NorthWestern Energy:

Commissioner Molnar moved to accept a payment arrangement of \$100.00 per month.

Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Nina Wines, Consumer Division

(357) In the matter of the Commission's discussion of N2007.8.103-Payment arrangement with NorthWestern Energy:

Commissioner Mood moved to approve the payment arrangement of \$100.00 per month in N2007.8.103. Commissioner Toole seconded the motion, which passed unanimously.

APPEARANCE

Bryan Baldwin, Utility Division

(358) In the matter of the Commission's discussion of Organization of MISO States Comments to FERC:

Commissioner Jergeson moved that Montana join in support of the OMS comments on the subject of a separate CEO and delegate to Commissioner Jergeson the authority to deal with any amendments that may be offered at the meeting. Commissioner Molnar seconded the motion, which passed unanimously.

Commissioner Molnar moved that Montana join and support the comments on the post transmission pricing issue and delegate authority to Commissioner Jergeson and any amendments to the document. Commissioner Toole seconded the motion, which passed unanimously.

Commissioner Jergeson moved that the Montana Public Service Commission support the position of the external market monitor. Commissioner Raney seconded the motion, which passed unanimously.

Commissioner Molnar moved that Montana join in general support of the OMS comments on the ANOPR and that Commissioner Jergeson be delegated authority to deal with any amendments that may be offered during the meeting. Commissioner Toole seconded the motion, which passed unanimously.

(359) In the matter of the Commission's discussion of Out-of-State Travel: Act on request of Bryan Baldwin to attend the Midwest Demand Response Initiative Meeting with OMS Commissioners and staff, September 24, 2007 in Chicago, IL.

Commissioner Toole moved to approve the Out-of-state travel request for Bryan Baldwin September 24, 2007, to Chicago, IL. Commissioner Raney seconded the motion, which passed unanimously.

There being no further business to come before the Commission the meeting was adjourned.

GREG JERGESON, Chairman

DOUG MOOD, Vice Chairman

BRAD MOLNAR, Commissioner

ROBERT H. RANEY, Commissioner

KEN TOOLE, Commissioner

ATTEST:

Connie Jones
Commission Secretary

(SEAL)